

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Clendennen and Lightner

Application No. 10/554,386

Filed: October 25, 2005

Confirmation No. 1886

For: GENES UPREGULATED IN A TOMATO
PLANT HAVING AN INCREASED
ANTHOCYANIN CONTENT PHENOTYPE

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Examiner:

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
PURSUANT TO 37 C.F.R. § 1.97(b)(3)**

Listed on the accompanying form PTO-1449 and attached herewith are several English-language documents. Applicants respectfully request that these documents be listed as references cited on the issued patent.

Applicants filed this Information Disclosure Statement ("IDS") before the mailing date of a first Office action on the merits. As a result, no fee should be required to file this IDS. However, if the Patent Office determines that a fee is required for Applicants to file this IDS, please charge any such fees, or credit overpayment, to Deposit Account No. 02-4550.

The filing of this IDS shall not be construed to be an admission that the information cited in the statement is, or is considered to be, prior art or otherwise material to patentability as defined in 37 C.F.R. §1.56.

Respectfully submitted,

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